

IN THE MICHIGAN COURT OF APPEALS

Re: **People of MI v Hosea Moore**

Docket No. **296068**

L.C. No. **88-008731**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and MCR 7.201(B)(3), orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the lower court had not entered an order before appellant filed the application on January 20, 2010; thus, the delayed application is premature. MCR 7.203(B) and 7.205(A).

The clerk's office shall return defendant's notice of appeal that was filed on March 15, 2010. Defendant may file a delayed application from the February 5, 2010, orders entered by the lower court.

The delayed application for leave to appeal is also DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with copies of the lower court orders, a proof of service indicating that the Wayne County prosecutor was served and a register of actions.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 03 2010

Date

Sandra Schultz Mengel

Chief Clerk